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LRB093 18189 DRJ 51256 a

1 AMENDMENT TO SENATE BILL 3037

2 AMENDMENT NO. _____. Amend Senate Bill 3037 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by changing
5 Section 8.27 as follows:

6 (30 ILCS 105/8.27) (from Ch. 127, par. 144.27)

7 Sec. 8.27. All receipts from federal financial
8 participation in the Foster Care and Adoption Services program
9 under Title IV-E of the federal Social Security Act, including
10 receipts for related indirect costs, but excluding receipts
11 from federal financial participation in such Title IV-E Foster
12 Care and Adoption Training program, shall be deposited in the
13 DCFS Children's Services Fund.

14 Forty-five ~~Eighty~~ percent of the qualifying expenditures
15 ~~federal funds~~ received by the Illinois Department of Human
16 Services under the Title IV-A Temporary Assistance for Needy
17 Families (TANF) Emergency Assistance program resulting from as
18 ~~reimbursement~~ for expenditures made from the Illinois
19 Department of Children and Family Services appropriations for
20 the costs of services in behalf of Department of Children and
21 Family Services clients shall be deposited into the DCFS
22 Children's Services Fund. The amount deposited into the Fund
23 under this paragraph may not exceed \$68,800,000 per State
24 fiscal year, however.

1 All receipts from federal financial participation in the
2 Child Welfare Services program under Title IV-B of the federal
3 Social Security Act, including receipts for related indirect
4 costs, shall be deposited into the DCFS Children's Services
5 Fund for those moneys received as reimbursement for services
6 provided on or after July 1, 1994.

7 In addition, as soon as may be practicable after the first
8 day of November, 1994, the Department of Children and Family
9 Services shall request the Comptroller to order transferred and
10 the Treasurer shall transfer the unexpended balance of the
11 Child Welfare Services Fund to the DCFS Children's Services
12 Fund. Upon completion of the transfer, the Child Welfare
13 Services Fund will be considered dissolved and any outstanding
14 obligations or liabilities of that fund will pass to the DCFS
15 Children's Services Fund.

16 Monies in the Fund may be used by the Department, pursuant
17 to appropriation by the General Assembly, for the ordinary and
18 contingent expenses of the Department.

19 In fiscal year 1988 and in each fiscal year thereafter
20 through fiscal year 2000, the Comptroller shall order
21 transferred and the Treasurer shall transfer an amount of
22 \$16,100,000 from the DCFS Children's Services Fund to the
23 General Revenue Fund in the following manner: As soon as may be
24 practicable after the 15th day of September, December, March
25 and June, the Comptroller shall order transferred and the
26 Treasurer shall transfer, to the extent that funds are
27 available, 1/4 of \$16,100,000, plus any cumulative
28 deficiencies in such transfers for prior transfer dates during
29 such fiscal year. In no event shall any such transfer reduce
30 the available balance in the DCFS Children's Services Fund
31 below \$350,000.

32 In accordance with subsection (q) of Section 5 of the
33 Children and Family Services Act, disbursements from
34 individual children's accounts shall be deposited into the DCFS

1 Children's Services Fund.

2 (Source: P.A. 91-712, eff. 7-1-00.)

3 Section 10. The Illinois Public Aid Code is amended by
4 changing Section 12-5 as follows:

5 (305 ILCS 5/12-5) (from Ch. 23, par. 12-5)

6 Sec. 12-5. Appropriations; uses; federal grants; report to
7 General Assembly. From the sums appropriated by the General
8 Assembly, the Illinois Department shall order for payment by
9 warrant from the State Treasury grants for public aid under
10 Articles III, IV, and V, including grants for funeral and
11 burial expenses, and all costs of administration of the
12 Illinois Department and the County Departments relating
13 thereto. Moneys appropriated to the Illinois Department for
14 public aid under Article VI may be used, with the consent of
15 the Governor, to co-operate with federal, State, and local
16 agencies in the development of work projects designed to
17 provide suitable employment for persons receiving public aid
18 under Article VI. The Illinois Department, with the consent of
19 the Governor, may be the agent of the State for the receipt and
20 disbursement of federal funds or commodities for public aid
21 purposes under Article VI and for related purposes in which the
22 co-operation of the Illinois Department is sought by the
23 federal government, and, in connection therewith, may make
24 necessary expenditures from moneys appropriated for public aid
25 under any Article of this Code and for administration. The
26 Illinois Department, with the consent of the Governor, may be
27 the agent of the State for the receipt and disbursement of
28 federal funds pursuant to the Immigration Reform and Control
29 Act of 1986 and may make necessary expenditures from monies
30 appropriated to it for operations, administration, and grants,
31 including payment to the Health Insurance Reserve Fund for
32 group insurance costs at the rate certified by the Department

1 of Central Management Services. All amounts received by the
2 Illinois Department pursuant to the Immigration Reform and
3 Control Act of 1986 shall be deposited in the Immigration
4 Reform and Control Fund. All amounts received into the
5 Immigration Reform and Control Fund as reimbursement for
6 expenditures from the General Revenue Fund shall be transferred
7 to the General Revenue Fund.

8 All grants received by the Illinois Department for programs
9 funded by the Federal Social Services Block Grant shall be
10 deposited in the Social Services Block Grant Fund. All funds
11 received into the Social Services Block Grant Fund as
12 reimbursement for expenditures from the General Revenue Fund
13 shall be transferred to the General Revenue Fund. All funds
14 received into the Social Services Block Grant fund for
15 reimbursement for expenditure out of the Local Initiative Fund
16 shall be transferred into the Local Initiative Fund. Any other
17 federal funds received into the Social Services Block Grant
18 Fund shall be transferred to the Special Purposes Trust Fund.
19 All federal funds received by the Illinois Department as
20 reimbursement for Employment and Training Programs for
21 expenditures made by the Illinois Department from grants,
22 gifts, or legacies as provided in Section 12-4.18 or made by an
23 entity other than the Illinois Department shall be deposited
24 into the Employment and Training Fund, except that federal
25 funds received as reimbursement as a result of the
26 appropriation made for the costs of providing adult education
27 to public assistance recipients under the "Adult Education,
28 Public Assistance Fund" shall be deposited into the General
29 Revenue Fund; provided, however, that all funds, except those
30 that are specified in an interagency agreement between the
31 Illinois Community College Board and the Illinois Department,
32 that are received by the Illinois Department as reimbursement
33 under Title IV-A of the Social Security Act for expenditures
34 that are made by the Illinois Community College Board or any

1 public community college of this State shall be credited to a
2 special account that the State Treasurer shall establish and
3 maintain within the Employment and Training Fund for the
4 purpose of segregating the reimbursements received for
5 expenditures made by those entities. As reimbursements are
6 deposited into the Employment and Training Fund, the Illinois
7 Department shall certify to the State Comptroller and State
8 Treasurer the amount that is to be credited to the special
9 account established within that Fund as a reimbursement for
10 expenditures under Title IV-A of the Social Security Act made
11 by the Illinois Community College Board or any of the public
12 community colleges. All amounts credited to the special account
13 established and maintained within the Employment and Training
14 Fund as provided in this Section shall be held for transfer to
15 the TANF Opportunities Fund as provided in subsection (d) of
16 Section 12-10.3, and shall not be transferred to any other fund
17 or used for any other purpose.

18 Any or all federal funds received as reimbursement for food
19 and shelter assistance under the Emergency Food and Shelter
20 Program authorized by Section 12-4.5 may be deposited, with the
21 consent of the Governor, into the Homelessness Prevention Fund.

22 Forty five ~~Eighty~~ percent of the qualifying expenditures
23 ~~federal financial participation funds~~ received by the Illinois
24 Department under the Title IV-A Temporary Assistance for Needy
25 Families (TANF) Emergency Assistance program resulting from ~~as~~
26 ~~reimbursement~~ for expenditures made from the Illinois
27 Department of Children and Family Services appropriations for
28 the costs of providing services in behalf of Department of
29 Children and Family Services clients shall be deposited into
30 the DCFS Children's Services Fund. The amount deposited into
31 the Fund under this paragraph may not exceed \$68,800,000 per
32 State fiscal year, however.

33 All federal funds, except those covered by the foregoing 3
34 paragraphs, received as reimbursement for expenditures from

1 the General Revenue Fund shall be deposited in the General
2 Revenue Fund for administrative and distributive expenditures
3 properly chargeable by federal law or regulation to aid
4 programs established under Articles III through XII and Titles
5 IV, XVI, XIX and XX of the Federal Social Security Act. Any
6 other federal funds received by the Illinois Department under
7 Sections 12-4.6, 12-4.18 and 12-4.19 that are required by
8 Section 12-10 of this Code to be paid into the Special Purposes
9 Trust Fund shall be deposited into the Special Purposes Trust
10 Fund. Any other federal funds received by the Illinois
11 Department pursuant to the Child Support Enforcement Program
12 established by Title IV-D of the Social Security Act shall be
13 deposited in the Child Support Enforcement Trust Fund as
14 required under Section 12-10.2 of this Code. Any other federal
15 funds received by the Illinois Department for medical
16 assistance program expenditures made under Title XIX of the
17 Social Security Act and Article V of this Code that are
18 required by Section 5-4.21 of this Code to be paid into the
19 Medicaid Developmentally Disabled Provider Participation Fee
20 Trust Fund shall be deposited into the Medicaid Developmentally
21 Disabled Provider Participation Fee Trust Fund. Any other
22 federal funds received by the Illinois Department for medical
23 assistance program expenditures made under Title XIX of the
24 Social Security Act and Article V of this Code that are
25 required by Section 5-4.31 of this Code to be paid into the
26 Medicaid Long Term Care Provider Participation Fee Trust Fund
27 shall be deposited into the Medicaid Long Term Care Provider
28 Participation Fee Trust Fund. Any other federal funds received
29 by the Illinois Department for hospital inpatient, hospital
30 ambulatory care, and disproportionate share hospital
31 expenditures made under Title XIX of the Social Security Act
32 and Article V of this Code that are required by Section 14-2 of
33 this Code to be paid into the Hospital Services Trust Fund
34 shall be deposited into the Hospital Services Trust Fund. Any

1 other federal funds received by the Illinois Department for
2 expenditures made under Title XIX of the Social Security Act
3 and Articles V and VI of this Code that are required by Section
4 15-2 of this Code to be paid into the County Provider Trust
5 Fund shall be deposited into the County Provider Trust Fund.
6 Any other federal funds received by the Illinois Department for
7 hospital inpatient, hospital ambulatory care, and
8 disproportionate share hospital expenditures made under Title
9 XIX of the Social Security Act and Article V of this Code that
10 are required by Section 5A-8 of this Code to be paid into the
11 Hospital Provider Fund shall be deposited into the Hospital
12 Provider Fund. Any other federal funds received by the Illinois
13 Department for medical assistance program expenditures made
14 under Title XIX of the Social Security Act and Article V of
15 this Code that are required by Section 5B-8 of this Code to be
16 paid into the Long-Term Care Provider Fund shall be deposited
17 into the Long-Term Care Provider Fund. Any other federal funds
18 received by the Illinois Department for medical assistance
19 program expenditures made under Title XIX of the Social
20 Security Act and Article V of this Code that are required by
21 Section 5C-7 of this Code to be paid into the Developmentally
22 Disabled Care Provider Fund shall be deposited into the
23 Developmentally Disabled Care Provider Fund. Any other federal
24 funds received by the Illinois Department for trauma center
25 adjustment payments that are required by Section 5-5.03 of this
26 Code and made under Title XIX of the Social Security Act and
27 Article V of this Code shall be deposited into the Trauma
28 Center Fund. Any other federal funds received by the Illinois
29 Department as reimbursement for expenses for early
30 intervention services paid from the Early Intervention
31 Services Revolving Fund shall be deposited into that Fund.

32 The Illinois Department shall report to the General
33 Assembly at the end of each fiscal quarter the amount of all
34 funds received and paid into the Social Service Block Grant

1 Fund and the Local Initiative Fund and the expenditures and
2 transfers of such funds for services, programs and other
3 purposes authorized by law. Such report shall be filed with the
4 Speaker, Minority Leader and Clerk of the House, with the
5 President, Minority Leader and Secretary of the Senate, with
6 the Chairmen of the House and Senate Appropriations Committees,
7 the House Human Resources Committee and the Senate Public
8 Health, Welfare and Corrections Committee, or the successor
9 standing Committees of each as provided by the rules of the
10 House and Senate, respectively, with the Legislative Research
11 Unit and with the State Government Report Distribution Center
12 for the General Assembly as is required under paragraph (t) of
13 Section 7 of the State Library Act shall be deemed sufficient
14 to comply with this Section.

15 (Source: P.A. 92-111, eff. 1-1-02; 93-632, eff. 2-1-04.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law."